

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

1

**The Minutes**

**July 30, 2007**

- |                |  |                              |
|----------------|--|------------------------------|
| <b>C052083</b> | <b>THE PEOPLE v. MONTUE</b><br>The judgment is affirmed.<br>MORRISON, J.<br>We Concur: Sims, Acting P.J.<br>Raye, J.   | <b>(Not for Publication)</b> |
| <b>C052794</b> | <b>THE PEOPLE v. RUSSELL</b><br>The judgment is affirmed.<br>CANTIL-SAKAUYE, J.<br>We Concur: Blease, Acting P.J.<br>Raye, J.  | <b>(Not for Publication)</b> |
| <b>C053848</b> | <b>THE PEOPLE v. BLANKS</b><br>The judgment is affirmed.<br>SIMS, J.<br>We Concur: Scotland, P.J.<br>Cantil-Sakauye, J.  | <b>(Not for Publication)</b> |
| <b>C054127</b> | <b>THE PEOPLE v. BUCKLEY, JR.</b><br>The judgment is affirmed.<br>SIMS, J.<br>We Concur: Scotland, P.J.<br>Cantil-Sakauye, J.  | <b>(Not for Publication)</b> |
| <b>C054812</b> | <b>THE PEOPLE v. COOPER</b><br>The judgment is affirmed.<br>SIMS, Acting P.J.<br>We Concur: Nicholson, J.<br>Butz, J.  | <b>(Not for Publication)</b> |
| <b>C052833</b> | <b>HOLLAND v. UNION PACIFIC RAILROAD COMPANY</b><br>The judgment is reversed and the matter remanded to the trial court with directions to vacate it order granting summary judgment and consider the remaining issues in the motion. The plaintiff shall recover his costs of appeal.<br>DAVIS, Acting P.J.<br>We Concur: Nicholson, J.<br>Hull, J. | <b>(Not for Publication)</b> |



**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

3

**The Minutes**

**July 31, 2007, continued**

**C053595 CALIFORNIA HORSE RACING BOARD et al. v. WORKERS'  
COMPENSATION APPEALS BOARD and SNEZEK  
(CERTIFIED FOR PUBLICATION)**

THE COURT:

It is ordered that the opinion filed herein on July 2, 2007, be modified...  
... There is no change in the judgment.

The opinion in the above-entitled matter was not certified for publication in the Official Reports. For good cause it no appears that the opinion should be published in the Official Reports and it is so ordered.

WE CONCUR:

DAVIS, Acting P.J.  
NICHOLSON, J.  
BUTZ, J.

**August 1, 2007**

**C054243 YUBA STREET DEVELOPERS, LLC v. DEPARTMENT OF  
TRANSPORTATION et al. (Not for Publication)**

The judgment is reversed and the trial court is directed to enter a new order overruling Caltrans's demurrer to the second amended petition for writ of mandate and complaint. Developers shall recover their costs on appeal...

CANTIL-SAKAUYE, J.

We Concur: Sims, Acting P.J.  
Raye, J.

**C053022 THE PEOPLE v. WOODSON (Not for Publication)**  
THE COURT:

Respondent's petition for rehearing is granted.  
SIMS, Acting P.J.  
DAVIS, J.  
RAYE, J.

**C054899 THE PEOPLE v. MOORE**  
BY THE COURT:

The court examined the record on appeal and determined that the order appealed from is nonappealable... Therefore, the appeal filed on February 7, 2007, is dismissed.

Appellant's application for an order concerning the appealability of this case is denied as moot.

DAVIS, Acting P.J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

4

**The Minutes**

**August 2, 2007**

- C049117      THE PEOPLE v. FROEMEL      (Not for Publication)**  
The judgment is affirmed.  
SIMS, J.  
We Concur:    Blease, Acting P.J.  
Morrison, J.
- C052094      NEWBY et al. v. DEPARTMENT OF GENERAL SERVICES et al.  
DAVIS v. DEPARTMENT OF GENERAL SERVICES et al.      (Not for Publication)**  
The judgment is affirmed. Defendants shall recover costs on appeal.  
RAYE, J.  
We Concur:    Blease, Acting P.J.  
Davis, J.
- C052205      In re A.R. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND  
HUMAN SERVICES v. LISA B.      (Not for Publication)**  
The judgment is affirmed.  
RAYE, J.  
We Concur:    Blease, Acting P.J.  
Cantil-Sakauye, J.
- C055714      AUTUMN H. v. THE SUPERIOR COURT OF SHASTA COUNTY and SHASTA  
COUNTY DEPARTMENT OF SOCIAL SERVICES      (Not for Publication)**  
The petition is denied.  
DAVIS, Acting P.J.  
We Concur:    Robie, J.  
Butz, J.
- C049858      THE PEOPLE v. STANCLIFF  
BY THE COURT:**  
Appellant's petition for rehearing is denied.  
BLEASE, Acting P.J.
- C051008      THE PEOPLE v. DAVIDS  
BY THE COURT:**  
Appellant's petition for rehearing is denied.  
SCOTLAND, P.J.



**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

6

**The Minutes**

**August 3, 2007, continued**

- C052935      THE PEOPLE v. RUGGLES      (Not for Publication)**  
Defendant's conviction and sentence on count III are reversed... In all other respects the judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Robie, J.  
Cantil-Sakauye, J.
- C052952      THE PEOPLE v. JOHNSON      (Not for Publication)**  
The judgment is affirmed.  
SCOTLAND, P.J.  
We Concur: Morrison, J.  
Cantil-Sakauye, J.
- C052986      THE PEOPLE v. PLASTER      (Not for Publication)**  
The judgment is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Morrison, J.
- C053492      THE PEOPLE v. ETHERTON      (Not for Publication)**  
The judgment is affirmed...  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Morrison, J.
- C053658      THE PEOPLE v. RIPLEY      (Not for Publication)**  
Prior prison term enhancements number one and number two are hereby stricken. The judgment is otherwise affirmed. The trial court shall prepare an amended abstract of judgment to reflect the striking of the two prior prison term enhancements and shall forward a certified copy of the abstract of judgment to the Department of Corrections and Rehabilitation.  
SIMS, Acting P.J.  
We Concur: Nicholson, J.  
Robie, J.
- C053732      THE PEOPLE v. WEST      (Not for Publication)**  
The judgment is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Morrison, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

7

**The Minutes**

**August 3, 2007, continued**

- C053773      THE PEOPLE v. BROWN      (Not for Publication)**  
The judgment is affirmed.  
SCOTLAND, P.J.  
We Concur: Morrison, J.  
Cantil-Sakauye, J.
- C054164      THE PEOPLE v. ALLRED      (Not for Publication)**  
The judgment is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Morrison, J.
- C054432      THE PEOPLE v. SANDOVAL      (Not for Publication)**  
The judgment is affirmed.  
ROBIE, J.  
We Concur: Davis, Acting P.J.  
Morrison, J.
- C054758      THE PEOPLE v. JEMISON      (Not for Publication)**  
The judgment is affirmed.  
ROBIE, J.  
We Concur: Scotland, P.J.  
Butz, J.
- C052082      STONERIDGE PARKWAY PARTNERS v. MW HOUSING PARTNERS III et al.      (CERTIFIED FOR PUBLICATION)**  
The judgment is affirmed. Costs on appeal are awarded to defendants...  
NICHOLSON, J.  
We Concur: Blease, Acting P.J.  
Morrison, J.
- C053285      In re NICHOLAS P.; THE PEOPLE v. NICHOLAS P.      (Not for Publication)**  
The portion of the probationary condition reading "or be in places where such substances are present" is amended... The juvenile court is directed to amend its records to reflect the foregoing changes and to forward the appropriate documents to the minor and the probation department. In all other respects, the judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Nicholson, J.  
Robie, J.

